

AUGUSTA DIVISION

Defendants.

CV 114-222

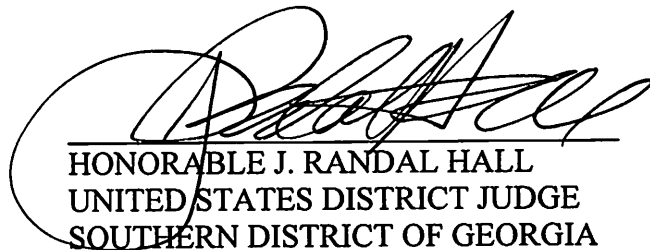
ORDER

On February 9, 2015, the Clerk of Court docketed an undated objection from Plaintiff that had arrived in an envelope post marked January 28, 2015, two days after the deadline for objecting to the R&R. (See doc. no. 18.) Although Plaintiff provides no explanation for the untimeliness of his objection, in an abundance of caution, the Court will address Plaintiff's

objection to the R&R. Thus, the Court **VACATES** the adoption order and judgment entered on January 30, 2015. (Doc. nos. 16, 17.)

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's R&R, to which objections have been filed (doc. no. 18). Plaintiff's objections focus primarily on whether he has accumulated three strikes. However, the Magistrate Judge did not recommend dismissal based on the accumulation of three strikes, but rather on Plaintiff's failure to fully and accurately disclose his prior filing history. (See doc. no. 14.) Nothing in the objections changes the conclusion that Plaintiff was dishonest, under penalty of perjury, about the status and existence of prior cases he filed and in which he participated. Accordingly, the Court **ADOPTS** the Report and Recommendation of the Magistrate Judge as its opinion, **DENIES** Plaintiff's second *in forma pauperis* motion as **MOOT** (doc. no. 13), **DISMISSES** this case without prejudice as a sanction for Plaintiff's abuse of the judicial process, and **CLOSES** this civil action.

SO ORDERED this 10th day of February, 2015, at Augusta, Georgia.


HONORABLE J. RANDAL HALL
UNITED STATES DISTRICT JUDGE
SOUTHERN DISTRICT OF GEORGIA